

HOLLAND TOWNSHIP COMMITTEE
REGULAR MEETING AGENDA
March 5, 2013

MEETING CALLED TO ORDER BY

If you haven’t already done so, please turn off or silence all electronic equipment

FLAG SALUTE

“At this time, I would like to invite the audience to join the Committee in reciting the Pledge of Allegiance”

PRESENT: Mayor Dan Bush, Deputy Mayor Anthony Roselle, Committeeman, Ken Vogel, Thomas Scheibener and Ray Krov, ~~Attorney Richard Cushing~~, Attorney Dieterly

CLERK READS OPEN PUBLIC MEETING STATEMENT

Adequate notice of this meeting was given pursuant to the open public meeting act, by the Township Clerk on **December 20, 2012** by:

- 1) posting such notice on the bulletin board at the municipal building and on the Holland Twp website
- 2) mailing the same to the Hunterdon County Democrat and the Express-Times.

APPROVAL OF MINUTES OF THE:

February 5, 2013 Regular Meeting and Executive Session I and Executive Session II

Roll Call Vote /Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Ray Krov						
Anthony Roselle, Deputy Mayor						
Thomas Scheibener						
Kenneth Vogel						
Dan Bush, Mayor						

February 13, 2013 Special Meeting and Executive Session

Roll Call Vote /Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Ray Krov						
Anthony Roselle, Deputy Mayor						
Thomas Scheibener						
Kenneth Vogel						
Dan Bush, Mayor						

APPROVAL OF BILLS AS SUBMITTED

Roll Call Vote /Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Ray Krov						
Anthony Roselle, Deputy Mayor						
Thomas Scheibener						
Kenneth Vogel						
Dan Bush, Mayor						

Check#	Vendor	Description	Payment	Total Check
13358	ALL INDUSTRIAL-SAFETY PRODUCTS, INC	2012 Jackets	414.48	414.48
13359	ALLIED OIL, LLC	Gasoline	975.80	975.80
13360	CERTIFIED CHEMICAL COMPANY	Ice melter, paper towels, purell	590.80	590.80
13361	COOPER ALARM SYSTEMS, INC. CUSTOM UPHOLSTERY & WINDOW	Monitor	880.00	880.00
13362	TREATMNT	Upholstery for fitness equipment	205.00	205.00
13363	DAVID PETTY	Mailbox Repair	50.00	50.00
13364	DELAWARE VALLEY REG. HIGH SCHOOL	School Tax/HS	663,233.68	663,233.68
13365	ELIZABETHTOWN GAS	Gas	2,377.18	2,377.18
13366	FINCH FUEL OIL CO, INC	Heating Oil/Diesel	1,332.13	
		Heating Oil/Diesel	1,530.07	
		Heating Oil/Diesel	1,737.55	4,599.75
13367	FOSTER AND CO., INC.	Clevis Pin	37.80	37.80
13368	HOLLAND TOWNSHIP BOARD OF EDUCATION	School Tax	1,383,126.67	1,383,126.67
13369	IIMC	Clerk's Conference	475.00	475.00
13370	J C CLEANERS	Dry-cleaning - January 2013	228.69	228.69
13371	JOHN LA FLAMME	Redemption Sale	1,151.25	1,151.25
13372	MACMILLAN OIL CO OF ALLENTOWN, INC.	Motor Oil	542.00	542.00
13373	MILFORD SEWER UTILITY	1st Qrt 2013 Cost for Operational	50,000.00	50,000.00
13374	MR. JOHN, INC.	Rest Rooms	169.65	169.65
13375	NJ DIV. OF FIRE SAFETY	2013 Hazard Reg. Fee	1,751.50	1,751.50
13376	RARITAN VALLEY DISPOSAL #865	30 Yard Garbage Dumpster	1,020.00	1,020.00
13377	RICOH USA Inc	Copies	149.22	149.22

13378	Robert F. Heffernan, SCGREA, SRA	LAND APPRAISAL	3,000.00	3,000.00
13379	SAMANTHA V. MOSER	Hip Hop classes for RRCC	275.00	275.00
13380	SEAN P. GUTSICK	Ammunition	29.99	29.99
13381	STAPLES BUSINESS ADVANTAGE	Staples order	131.65	
		Thank you cards	51.85	183.50
13382	STEM BROTHERS, INC.	Heating Oil	1,900.00	
		Heating Oil	105.92	2,005.92
13383	STORR TRACTOR COMPANY	Flail Mower Parts	1,599.35	1,599.35
13384	TOM RODGRIGUEZ ASSOCIATES	Land appraisal	2,300.00	2,300.00
13385	TRANS-BRIDGE, INC.	Deposit for Bus trip	100.00	100.00
13386	WASTE MANAGEMENT OF NEW JERSEY, INC	Recycling Dumpster	342.88	342.88
13387	WE RENT	Tire Tubes, installation	104.94	
		Small Mower	573.47	
		Items for Mowers	162.85	841.26
13388	g. NEIL	Poster Guard 1 Year Ste Federal R	59.99	59.99

				2,122,716.36
CURRENT FUND	BUDGET AND APPROPRIATION RESERVES	24,456.01		
GRANT FUND	BUDGET AND APPROPRIATION RESERVES	1,020.00		
GENERAL CAPITAL FUND	BUDGET AND APPROPRIATION RESERVES	880.00		
SEWER FUND	BUDGET AND APPROPRIATION RESERVES	50,000.00		
Other disbursements			76,356.01	
	Local School	1,383,126.67		
	Regional School	663,233.68		
				<u>2,046,360.35</u>

APPROVAL OF ADDITIONAL BILL

-Cullianane farmland preservation-

GENERAL CAPITAL FUND	BUDGET AND APPROPRIATION RESERVES-	65,650.00	65,650.00
Other disbursements			65,650.00

if the item for Gardner is actually \$62,929.69, that figure is approved						
Roll Call Vote /Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Ray Krov						
Anthony Roselle, Deputy Mayor						
Thomas Scheibener						
Kenneth Vogel						
Dan Bush, Mayor						

REMINDER

The Holland Township Committee will be holding two Special Budget Workshops beginning at 6:00 p.m. on Thursday March 7, 2013 and Friday March 15, 2013 at the Holland Township Municipal Building.

These meetings are open to the public. No action will be taken. A portion of both meetings will be set aside for Public Comment.

OLD BUSINESS FROM TOWNSHIP COMMITTEE

LIAISON REPORTS

NEW BUSINESS FROM TOWNSHIP COMMITTEE

-COAH Rehab-Request for lien subordination: (Scheibener)

Roll Call Vote /Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Ray Krov						
Anthony Roselle, Deputy Mayor						
Thomas Scheibener						
Kenneth Vogel						
Dan Bush, Mayor						

-Mayor announces nominations to Parks and Recreation Committee-

- Sandra Howell as a member of the Parks and Recreation Committee. Filling the unexpired term of Mary Denvir. Term expiring 12/31/2013
- Tom Holzworth as a member of the Parks and Recreation Committee. Tern expiring 12/31/2014

Roll Call Vote /Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Ray Krov						
Anthony Roselle, Deputy Mayor						
Thomas Scheibener						
Kenneth Vogel						
Dan Bush, Mayor						

-Resignation received from RRCC employee Lauren Keinworthy effective February 22, 2013

Roll Call Vote /Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Ray Krov						
Anthony Roselle, Deputy Mayor						
Thomas Scheibener						
Kenneth Vogel						
Dan Bush, Mayor						

-RESOLUTION-Refund of Redemption to outside lienholder

Roll Call Vote /Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Ray Krov						
Anthony Roselle, Deputy Mayor						
Thomas Scheibener						
Kenneth Vogel						
Dan Bush, Mayor						

RESOLUTION

Authorizing Refund of Redemption Monies to Outside Lienholder

WHEREAS, at the Municipal Tax Sale held on September 12, 2012, a lien was sold on Block 8.02 Lot 4, also known as 10 Oak Lane, Milford NJ, for 2011 sewer charges; and,

WHEREAS, the mortgage company has effected redemption of Certificate No. 2012-02 in the amount of \$1,151.25.

NOW, THEREFORE, BE IT RESOLVE, that the Holland Township Committee, Township of Holland, County of Hunterdon, in the State of New Jersey directs the Chief Financial Officer to issue a check in the amount of \$1,151.25 payable to John LaFlamme, 9 Lisa Court, Oxford NJ 07863 for the redemption of Tax Sale Certificate #2012-02.

-RESOLUTION-Green Communities Grant

Endorsement and recommendation to adopt this Resolution was received from the Environmental Commission on February 19, 2013

Roll Call Vote /Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Ray Krov						
Anthony Roselle, Deputy Mayor						
Thomas Scheibener						
Kenneth Vogel						
Dan Bush, Mayor						

RESOLUTION

The governing body of the Township of Holland desires to further the public interest by obtaining a grant from the State of New Jersey in the amount of approximately \$3,000.00 to fund the following project:

2013 Green Communities Grant
Community Forestry Management Plan

Therefore, the governing body resolves that Maria Elena Jennette Kozak or the successor to the office of Secretary is authorized (a) to make application for such a grant, (b) if awarded, to execute a grant agreement with the State for a grant in an amount not less than \$3,000.00 and not more than \$3,000.00, and (c) to execute any amendments thereto which do not increase the Grantee's obligations.

The authorizes Holland Township and hereby agrees to match \$3,000.00 of the Total Project Amount, in compliance with the match requirements of the agreement. The availability of the match for such purposes, whether cash, services, or property, is hereby certified. 10 0% of the match will be made up of in-kind services (if allowed by grant program requirements and the agreement).

The Grantee agrees to comply with all applicable federal, State, and municipal laws, rules, and regulations in its performance pursuant to the agreement.

RESOLUTION-COAH Rehab-Capone

Roll Call Vote /Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Ray Krov						
Anthony Roselle, Deputy Mayor						
Thomas Scheibener						
Kenneth Vogel						
Dan Bush, Mayor						

RESOLUTION

Authorizing the Acceptance of the Compromise Amount in Connection
with a Mortgage Held by the Township of Holland

WHEREAS, in or about 1992 the Township of Holland ("Township") created the Holland Township Housing Rehabilitation Program ("Program") to fund housing rehabilitation projects for low and moderate households within the Township; and

WHEREAS, the funding for the Program has been, for the most part, from federal and state funding sources; and

WHEREAS, the Township entered into a contract with Housing and Community Development Services, Inc. ("HCDSI") to assist the Township to develop, administer and implement the Program and to help comply with the Township's affordable housing needs; and

WHEREAS, in 2008, pursuant to the terms of the Program, HCDSI made arrangements to lend \$24,485 to Jeffrey and Karen Capone from Program funds so that they could make improvements to their home to make it comply with the Uniform Construction Code requirements; the funding for the loan came from the revolving fund of the Community Block Grant Program, not Holland Township taxpayers; and

WHEREAS, on August 14, 2008 Jeffrey and Karen Capone executed a mortgage and note to Holland Township Housing Rehabilitation Program in the amount of \$24,485; and

WHEREAS, subsequent August 14, 2008 rehabilitation work was done to the Capone residence in accordance with the Program, but there were certain construction and code issues that increased the cost of the work to \$43,473; and

WHEREAS, HCDSI, without receiving prior written approval from the Capones, amended the mortgage and note to reflect the total cost of the project, \$43,473 and then recorded the mortgage; and

WHEREAS, Jeffrey and Karen Capone assert that they never agreed to pay the higher amount and were unaware that the mortgage had been unilaterally modified;

WHEREAS, at the time that the mortgage securing the loan from the Program was recorded there were three prior mortgages on the property having a value in excess of \$150,000; and

WHEREAS, the prior mortgagees have threatened foreclosure on the property which, if it occurred, would wipe out the Township's mortgage; and

WHEREAS, the Capones have been trying to sell their home for 18 months, but had difficulty finding a buyer, until very recently; and

WHEREAS, a buyer agreed to purchase the Capone's home; and

WHEREAS, the Capones advised the Township they were not able to repay the Township the full amount of the mortgage due to the fact the amount of money being received for the sale of the subject property was less than the existing mortgages, taxes, necessary repairs and closing expenses, and this fact has been verified from the proposed closing document; and

WHEREAS, in the event the closing did not occur, then the prior mortgagees would have foreclosed on the property thereby wiping out the lien held by the Township;

WHEREAS, the Township has been advised by HCDSI that a reduction in the full amount due could be treated as a grant to the Capones, would not violate the Community Block Grant Program and would not undermine any affordable housing credits or benefits received by the Township which result from the upgrade of substandard housing occupied by low and moderate income people (indigenous need); and

WHEREAS, the Mayor and Committee believe the failure to agree to accept a reduced amount from the Capones would put at risk the Township's ability to collect any money on the mortgage

because a foreclosure action by the prior mortgagees would likely wipe out the mortgage held by the Township.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Committee of the Township of Holland, County of Hunterdon, state of New Jersey resolve as follows:

1. The Township is hereby authorized to accept \$37,339.68 in full satisfaction of the mortgage and note with the Capones;
2. The Mayor, Clerk and Municipal Attorney are authorized to execute such documents and to take such steps as are necessary to carry out such action.

-RESOLUTION- Emergency Temporary Budget Appropriation

Roll Call Vote /Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Ray Krov						
Anthony Roselle, Deputy Mayor						
Thomas Scheibener						
Kenneth Vogel						
Dan Bush, Mayor						

RESOLUTION
Emergency Temporary Appropriation

WHEREAS, an emergent condition has arisen in that the Township is expected to expend funds, enter in contracts, commitments or payments prior to the 2013 budget adoption for the aforesaid purposes, and no adequate provision has been made in the 2013 temporary budget for the aforesaid purposes, and

WHEREAS, N.J.S. 40A:4-20 provides for the creation of an emergency temporary resolution for said purpose, and

WHEREAS, the total emergency temporary appropriation resolutions adopted in the year 2013 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$240,369.67.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Holland, State of New Jersey, (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with the provisions of N.J.S.A. 40A:4-20:

1. Emergency temporary appropriations be and the same are hereby made in the amount of \$ 37,500.00 as follows:

Public Works O/E	25,000.00
Other Recreation Programs	2,500.00
Fuel Oil	10,000.00

2. Said emergency temporary appropriation will be provided for in the 2013 budget
3. That one certified copy of this resolution be filed with the Director, Division of Local Government Services

-DRAFT RESOLUTION-Opposing Early Voting Bills

Roll Call Vote /Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Ray Krov						
Anthony Roselle, Deputy Mayor						
Thomas Scheibener						
Kenneth Vogel						
Dan Bush, Mayor						

RESOLUTION
Opposing S2364/A3553

WHEREAS, Senate Bill S-2364 and Assembly Bill A3553 propose to create a system of early voting in the State of New Jersey; and

WHEREAS, the goal of accommodating voters in pursuit of greater participation in the democratic process is a worthy goal; and

WHEREAS, these bills would in reality increase workloads, add more costs to the election process, and ultimately serve to confuse voters more than it would accommodate their needs; and

WHEREAS, these bills would require for each primary and general election a public facility, except a public school, located in each municipality in an area of a high concentration of population to be open and available to registered voters starting 15 days before an election for early polling, possibly conflicting with if not pushing out other important uses for these buildings, causing inconvenience to residents; and

WHEREAS, these bills require retraining of poll workers and dramatically increased hours, as well as chain of custody requirements to protect the voting process, despite the fact that recruiting and training polls workers is already a difficult process; and

WHEREAS, these bills would increase costs to municipalities, including overtime pay for workers; and

WHEREAS, although these bills allow municipalities to request reimbursement for extra costs and provide an appropriation, the appropriation does not outline a specific amount nor dedicated funding, only that which the State Treasurer and the Director of the Division of Budget and Accounting deem necessary, and they do not outline the procedure for a municipality whose reimbursement request is denied; and

WHEREAS, the opportunity for “Early Voting” already exists in the State of New Jersey through the Vote by Mail ballot process.

NOW, THEREFORE, BE IT RESOLVED that governing body of the Township of Holland in the County of Hunterdon does hereby oppose S2364 and A3553.

BE IT FURTHER RESOLVED, the governing body of the Township of Holland does hereby call upon its representatives in the State Legislature to oppose the adoption of this bill.

BE IT FURTHER RESOLVED, that a copy of this Resolution shall be sent to the Office of the Governor, Senate President Sweeney, Senators Gill and Whelan, sponsors of S2364, Speaker Oliver, Assemblymen Wisniewski, Diegnan, Benson, Conaway, and Coughlin, sponsors of A3553, our State Senator and Assembly representatives, the County Board of Elections, and the New Jersey League of Municipalities.

BUSINESS FROM TOWNSHIP ATTORNEY

MEETING OPEN TO PUBLIC

EXECUTIVE SESSION-
-RESOLUTION-

For the Purposes of:						
Action will/may/will not be taken when the Township Committee returns to Open Session						
Roll Call Vote /Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Ray Krov						
Anthony Roselle, Deputy Mayor						
Thomas Scheibener						
Kenneth Vogel						
Dan Bush, Mayor						

Consensus was to return to Open Session-at_____

ADJOURN at _____

Roll Call Vote /Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Ray Krov						
Anthony Roselle, Deputy Mayor						
Thomas Scheibener						
Kenneth Vogel						

Dan Bush, Mayor						
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